



SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1041 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 20-20-47 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2022]:
- 6 **Chapter 47. Transgender Student Athlete Scholarship Fund**
- 7 **Sec. 1. As used in this chapter, "athletic activity" means an**
- 8 **athletic contest or competition conducted between or among**
- 9 **schools.**
- 10 **Sec. 2. As used in this chapter, "eligible student" means a**
- 11 **transgender student who:**
- 12 **(1) is a resident of Indiana;**
- 13 **(2) is enrolled in a school corporation or public school; and**
- 14 **(3) participates in a school athletic activity.**
- 15 **Sec. 3. As used in this chapter, "fund" refers to the transgender**
- 16 **student athlete scholarship fund established by section 4 of this**
- 17 **chapter.**
- 18 **Sec. 4. (a) The transgender student athlete scholarship fund is**
- 19 **established for the purpose of providing scholarships to eligible**
- 20 **students.**
- 21 **(b) The department shall administer the fund.**
- 22 **(c) The expenses of administering the fund shall be paid from**
- 23 **money in the fund.**
- 24 **(d) The fund consists of the following:**
- 25 **(1) Money transferred to the fund by the office of the attorney**
- 26 **general under IC 20-33-13-9.**
- 27 **(2) Donations, gifts, bequests, and money received from any**
- 28 **other source.**

1 (e) The treasurer of state shall invest money in the fund not
 2 currently needed to meet the obligations of the fund in the same
 3 manner as other public money may be invested. Interest that
 4 accrues from these investments shall be deposited in the fund.

5 (f) All money accruing to the fund is appropriated continuously
 6 for the purposes of the fund.

7 (g) Money in the fund at the end of a state fiscal year does not
 8 revert to the state general fund.

9 **Sec. 5.** The department shall establish an application process for
 10 eligible students to receive scholarships from the fund."

11 Page 3, between lines 19 and 20, begin a new paragraph and insert:

12 **"Sec. 9. (a)** Not later than March 1 of each year, the office of the
 13 attorney general must determine the total cost to the state for the
 14 attorney general to defend any civil action in the preceding
 15 calendar year that was based in whole or in part on a claim that
 16 relates to this chapter.

17 **(b)** Not later than March 15 of each year, the office of the
 18 attorney general must transfer an amount equal to the amount
 19 determined under subsection (a) to the transgender student athlete
 20 scholarship fund established by IC 20-20-47-4.

21 **(c)** The monies transferred under subsection (b) must be paid
 22 only from funds currently appropriated to the office of the
 23 attorney general."

24 Renumber all SECTIONS consecutively.

(Reference is to EHB 1041 as printed February 18, 2022.)

Senator FORD J.D.